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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/993,241	11/13/2001	Emil D. Kakkis	00800.0051.CNUS03	8479
75	590 04/08/2004	EXAMINER		
NABEELA R. MC MILLIAN, PH.D,ESQ. MARSHAL, GERSTEIN AND BORUN 233 SOUTH WACKER, 6300 SEARS TOWER			RAO, MANJUNATH N	
			ART UNIT	PAPER NUMBER
CHICAGO, IL	60606-6357	1652		
			DATE MAILED: 04/08/200-	4

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)
	09/993,241	KAKKIS, EMIL D.
Advisory Action	Examiner	Art Unit
	Manjunath N. Rao, Ph.D.	1652
The MAILING DATE of this communication ap	opears on the cover sheet wit	h the correspondence address
THE REPLY FILED 25 March 2004 FAILS TO PLACE Therefore, further action by the applicant is required to inal rejection under 37 CFR 1.113 may only be either: condition for allowance; (2) a timely filed Notice of App Fxamination (RCE) in compliance with 37 CFR 1.114.	ETHIS APPLICATION IN CO avoid abandonment of this (1) a timely filed amendmen peal (with appeal fee); or (3)	ONDITION FOR ALLOWANCE. application. A proper reply to a It which places the application in a timely filed Request for Continued
PERIOD FOR	REPLY [check either a) or b)]
a) The period for reply expires 3 months from the mailing b) The period for reply expires on: (1) the mailing date of the no event, however, will the statutory period for reply exponent of the control	nis Advisory Action, or (2) the date of the later than SIX MONTHS from the WAS FILED WITHIN TWO MONTH	S OF THE FINAL REJECTION. See MPEP
ee have been filed is the date for purposes of determining the perion and of the control of the expiration date (2) as set forth in (b) above, if checked. Any reply received by the imely filed, may reduce any earned patent term adjustment. See	e of the shortened statutory period of t	for reply originally set in the final Office action; or the mailing date of the final rejection, even if
1. A Notice of Appeal was filed on Appella 37 CFR 1.192(a), or any extension thereof (37	CFR 1.191(d)), to avoid dish	n the period set form in hissal of the appeal.
2. The proposed amendment(s) will not be entere	d because:	a mark (and NOTE holow):
(a) they raise new issues that would require fu	urther consideration and/or s	earch (see NOTE below),
(b) they raise the issue of new matter (see No	ote below);	the
(c) ☐ they raise the issue of new matter (cost to the application issues for appeal; and/or		
(d) they present additional claims without car	nceling a corresponding num	ber of finally rejected claims.
NOTE:		
3. Applicant's reply has overcome the following re	ejection(s):	Live and timely filed amendment
4. Newly proposed or amended claim(s) we canceling the non-allowable claim(s).		
5.⊠ The a)⊠ affidavit, b)□ exhibit, or c)⊠ reques application in condition for allowance because	e. <u>See attacheu</u> .	
6. The affidavit or exhibit will NOT be considered	because it is not directed So	
For purposes of Appeal, the proposed amendr explanation of how the new or amended claim.	ment(s) a)⊡ will not be ente ns would be rejected is provi	red or b)⊡ will be entered and an ded below or appended.
The status of the claim(s) is (or will be) as follo	ows:	
Claim(s) allowed:		
Claim(s) objected to:		
Claim(s) rejected: <u>14-60</u> .		
Claim(s) withdrawn from consideration:	_•	
8. The drawing correction filed on is a)	approved or b) disappro	oved by the Examiner.
9. Note the attached Information Disclosure Stat	tement(s)(PTO-1449) Paper	No(s)
10. Other:		
		Manjunath N. Rao, Ph.D. Primary Examiner Art Unit: 1652

Application/Control Number: 09/993,241

Art Unit: 1652

Advisory Action

Claims 14-60 are now currently pending in this application.

Applicant's request for reconsideration filed on 3-25-04 has been considered and ENTERED, however, the claims are not still in condition for allowance for the following reasons.

Applicant has not indicated the support for the "99.9%" language in claim 60. A perusal of the specification did not indicate that applicant has support for the above claim language.

Therefore, Examiner urges applicant to cancel claim 60.

Examiner continues to maintain the Double patenting rejection as indicated in the previous Office action until such time that applicant files a Terminal Disclaimer for reasons of record.

Conclusion

None of the claims are allowable.

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Manjunath N. Rao, Ph.D. whose telephone number is 571-272-0939. The Examiner can normally be reached on 6.30 a.m. to 3.00 p.m. If attempts to reach the examiner by telephone are unsuccessful, the Examiner's supervisor, Ponnathapura Achutamurthy can be reached on 571-272-0928. The fax phone numbers for the organization where this application or proceeding is assigned is 703-872-9306 for regular communications and for After Final communications. Any inquiry of a general nature or relating to the status of

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this application or proceeding should be directed to the receptionist whose telephone number is

571-272-1600.

Manjunath N. Rao

April 5, 2004